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Filing date: **10/15/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91217235
Party	Plaintiff Financial Industry Regulatory Authority, Inc.
Correspondence Address	VICTORIA J B DOYLE FRIED FRANK HARRIS SHRIVER & JACOBSON LLP ONE NEW YORK PLAZA NEW YORK, NY 10004-1980 UNITED STATES teas@friedfrank.com, victoria.doyle@friedfrank.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Victoria J. B. Doyle
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Signature	/vjbd/
Date	10/15/2015
Attachments	MOT FOR SUSP.pdf(172306 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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Financial Industry Regulatory Authority, Inc.,	:
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Opposer,	:
	:
	:
v.	:
	:
Voice Proctor, Inc.,	:
	:
Applicant.	:
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OPPOSER’S MOTION FOR A 14-DAY SUSPENSION FOR SETTLEMENT

Pursuant to Trademark Rule 2.127, Opposer Financial Industry Regulatory Authority, Inc., by its attorneys, respectfully moves for a 14-day suspension of the trial dates, including Opposer’s Testimony Period, which closes on October 15, 2015.

The Board granted Opposer’s Motion for a 30-day Extension of the Trial Dates on September 18. That same day, Opposer forwarded the Order to Applicant seeking to further discuss settlement. Applicant did not respond until Opposer followed up by telephone in early October at which time Applicant indicated it was not willing to negotiate any further, but was willing to execute an earlier draft of a written settlement agreement. Opposer requested from Applicant a copy of that draft, and on October 9, Applicant sent Opposer the version of the written settlement agreement that Applicant has characterized as its “final offer.” Opposer is actively considering settlement, but it is a large organization and simply has not had enough time – less than a week – to finalize its review and consideration of the draft agreement. Hence, the extraordinary circumstances are that after a long negotiation period, and several back and forths between the parties with various versions of a draft settlement agreement, Opposer did not receive the final-offer draft until six days ago.

Applicant refused to grant its consent to a suspension. Opposer does not believe that Applicant will be prejudiced by a short suspension in favor of a final effort to settle this matter.

This is the first suspension request by either party in this proceeding.

Respectfully submitted,

Dated: October 15, 2015

FRIED, FRANK, HARRIS, SHRIVER
& JACOBSON LLP

By: /Victoria J. B. Doyle/
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Attorneys for Opposer
Financial Industry Regulatory Authority, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY pursuant to 28 U.S.C. § 1746 that on this 12th day of June, 2015, I caused a true copy of the attached Opposer's Motion for an Extension of the Trial Dates to be served by Electronic Mail (with consent) upon:

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_____/Victoria J. B. Doyle/_____
Victoria J. B. Doyle